

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

DOCKETED

1978 DEC 22 AM 11 55
FILED

BALLY MANUFACTURING CORPORATION,)

Plaintiff,)

v.)

D. GOTTLIEB & CO., a corporation and
WILLIAMS ELECTRONICS, INC.,
a corporation,)

Defendants.)

CLERK, U.S. DISTRICT COURT

) CIVIL ACTION

) NO. 78C 2246

NOTICE OF DEPOSITION

To: Donald L. Welsh, Esq.
Fitch, Even, Tabin & Luedeka
135 S. LaSalle Street
Chicago, Illinois 60603

Melvin M. Goldenberg, Esq.
McDougall, Hersch & Scott
135 South LaSalle Street
Chicago, Illinois 60602

Please take notice that the attorneys for Defendant,
D. Gottlieb & Co., will take the deposition upon oral examination of:
Howell A. Ivy, c/o Exidy, Inc., 969 West Maude Avenue, Sunnyvale,
California 94086. The deposition will commence at 10:00 a. m.,
February 22, 1979 at the office of RAMTEK CORPORATION, 585 N.
Mary Avenue, Sunnyvale, California 94086, such deposition to continue
from day to day until complete.

EXHIBIT I

1. All documents in your possession or control which refer to or relate to the creation, construction, testing, demonstrations and communications concerning a pinball game now known as LUCKY DICE --including without limitation notes, descriptions, drawings, circuit diagrams, drawing logs, correspondence, memos, purchase orders for parts, reference materials (e.g., data sheets for integrated circuits manufactured by Intel or others), flow charts, program notes and listings, and personnel time records; and in particular relating to (i) the conception, (ii) work toward reduction to practice of the first prototype, and (iii) reduction to practice and successful operation, of the first prototype or physical embodiment.

2. All physical parts or components in your possession or control which were at anytime used in or on the pinball game developed at RAMTEK and now known as LUCKY DICE.

Furthermore, please take notice that Defendant, D. Gottlieb & Co., shall cause the U.S. District Court for the Northern District of California to issue a subpoena duces tecum commanding the witness to produce documents falling in the categories set out in Exhibit I attached hereto.

Date: 12/22/78

Charles S. Oslakovic
Leroy W. Mitchell
Charles S. Oslakovic
Dale Lischer
Leydig, Voit, Osann, Mayer & Holt, Ltd.
815 North Church Street
Rockford, Illinois 61103
815/963-7661
ATTORNEYS FOR DEFENDANT,
D. Gottlieb & Co.

CERTIFICATE OF SERVICE

This is to certify that the foregoing Notice of Deposition was served upon Plaintiff Bally and Defendant Williams by hand-delivery a copy, with Exhibit I attached, to their respective attorneys at the addresses set out in such Notice this 22nd day of Dec

Charles S. Oslakovic